

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON

PENNY KENNEDY, and
RAYMOND KENNEDY, individually
and as guardians and next
friends of
TREVOR KENNEDY, an infant
under the age of eighteen,

Plaintiffs,

v.

CIVIL ACTION NO. 2:03-0175

UNITED STATES OF AMERICA;
CHARLESTON AREA MEDICAL CENTER, INC.
dba Women and Children's Hospital of West Virginia
dba Women and Children's Hospital
dba CAMC Children's Hospital
dba Women and Children's Hospital;
INPHYNET HOSPITAL SERVICES, INC.,
a foreign corporation, doing business
in the State of West Virginia; and
GORDON J. GREEN, Dr., individually,

Defendants.

NOTICE OF DEPOSITION

YOU ARE HEREBY NOTIFIED that pursuant to Rule 30 of the Federal Rules of Civil Procedure, beginning at 4:00 p.m. on Wednesday, January 21, 2004, counsel for defendant will take the deposition of Julian E. Bailes, M.D. The deposition will take place at Dr. Bailes' office located at West Virginia University School of Medicine, Department of Neurosurgery, One Medical Center Drive, Suite 4300, Morgantown, West Virginia. Said deposition will be taken before an authorized court reporter. The deposition will continue from time to time and day to day without further notice.

Said deposition shall be used for all purposes permitted by the Federal Rules of Civil Procedure.

FILED

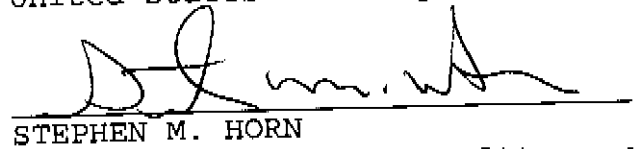
NOV 24 2003

TERESA L. DEPPNER, CLERK
U.S. District & Bankruptcy Courts
Southern District of West Virginia

UNITED STATES OF AMERICA

KASEY WARNER
United States Attorney

By:

A handwritten signature in black ink, appearing to read "S. M. Horn", is written over a horizontal line.

STEPHEN M. HORN
Assistant United States Attorney
P. O. Box 1713
Charleston, WV 25326
(304) 345-2200

CERTIFICATE OF SERVICE

I, Stephen M. Horn, Assistant United States Attorney for the Southern District of West Virginia, hereby certify that service of the foregoing **NOTICE OF DEPOSITION (Bailes)** was made this 24th day of November, 2003, by mailing a true copy through the United States mail, postage prepaid, to the following:

Scott S. Segal, Esq.
Samuel A. Hrko, Esq.
The Segal Law Firm
810 Kanawha Blvd, East
Charleston, WV 25301

Cheryl Eifort, Esquire
Office of General Counsel
P.O. Box 3669
Charleston, WV 25336

Karen Tracy McElhinny
Shuman, McCuskey & Slicer
P.O. Box 3953
Charleston, WV 25339

Julian E. Bailes, M.D.
West Virginia University School of Medicine
Department of Neurosurgery
One Medical Center Drive
Suite 4300
Morgantown, WV 26506-9183



STEPHEN M. HORN
Assistant United States Attorney

ldj